

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

**ENTERED**

November 17, 2016

David J. Bradley, Clerk

IVAN DAVID SANCHEZ-DIAZ,  
Petitioner,

VS.

UNITED STATES OF AMERICA,  
Respondent.

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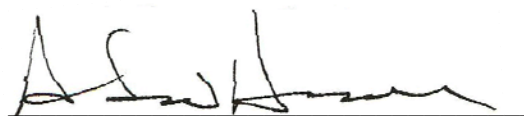
CIVIL ACTION NO. B-16-154  
CRIMINAL NO. B-15-332-1

**ORDER**

Pending is the Magistrate Judge's October 14, 2016, Report and Recommendation in the above-referenced cause of action. [Doc. No. 3] No objections have been lodged by either side and the time for doing so has expired.

Having reviewed all of the pleadings and the Report and Recommendation for plain error and having found none, it is the opinion of the Court that the Magistrate Judge's Report and Recommendation is hereby adopted. Therefore, it is ordered that Petitioner Ivan David Sanchez-Diaz's Motion to Vacate, Set Aside or Correct his Sentence pursuant to 28 U.S.C. § 2255 [Doc. No. 1] is denied as meritless, and the issuance of a Certificate of Appealability is denied.

Signed this 17<sup>th</sup> day of November, 2017.



Andrew S. Hanen  
United States District Judge